



09-30-03

#RCE

PTO/SB/30 (01-03)

Approved for use through 04/30/2003. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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<b>Request For Continued Examination (RCE) Transmittal</b>  Address to: Commissioner for Patents Box RCE Washington, DC 20231	<b>Application Number</b>	09/755,017
	<b>Filing Date</b>	1/5/2001
	<b>First Named Inventor</b>	D. Wade Walke
	<b>Art Unit</b>	1647 ✓
	<b>Examiner Name</b>	B.E. Bunner
	<b>Attorney Docket Number</b>	LEX-0115-USA

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.**  
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114**

a. ☐ Previously submitted

i. ☐ Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on \_\_\_\_\_  
(Any unentered amendment(s) referred to above will be entered).

ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_

iii. ☐ Other \_\_\_\_\_

b. ☒ Enclosed

i. ☒ Amendment/Reply (w/ Exhibits A)

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☐ Information Disclosure Statement (IDS)

iv. ☒ Other Return Postcard, fee transmittal (orig & copy)

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17 (i) required)

b. ☐ Other \_\_\_\_\_

3. **Fees** The RCE fee under 37 CFR 1.17 (e) is required by 37 CFR 1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-0892

i. ☒ RCE fee required under 37 CFR 1.17 (e)

ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17)

iii. ☐ Other \_\_\_\_\_

b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED			
Name (Print/Type)	Lance K. Ishimoto	Registration No. (Attorney/Agent)	41,866
Signature	<i>Lance K. Ishimoto</i>	Date	September 29, 2003

CERTIFICATE OF MAILING OR TRANSMISSION	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as Express mail label #EV232150090US in an envelope addressed to: Commissioner For Patents, Mail Stop RCE, P.O. Box 1450, Alexandria, VA 22313 to the U.S. Patent and Trademark Office on the date shown below.	
Name (Print/Type)	Michelle Klein
Signature	<i>Michelle Klein</i>
Date	September 29, 2003



<b>FEE TRANSMITTAL</b> <b>for FY 2003</b> <i>Effective 01/01/2003. Patent fees are subject to annual revision.</i>		<b>Complete if Known</b>			
		Application Number	09/755,017		
		Filing Date	1/5/2001		
		First Named Inventor	Walke et al.		
		Examiner Name	B.E. Bunner		
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27	Art Unit	1647			
<b>TOTAL AMOUNT OF PAYMENT</b>		(\$)	375.00	Attorney Docket No.	LEX-0115-USA

<b>METHOD OF PAYMENT (check all that apply)</b>				<b>FEE CALCULATION (continued)</b>																																																																																																																																																																																																	
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<b>SUBMITTED BY</b>				<b>Complete (if applicable)</b>			
Name (Print/Type)	Lance K. Ishimoto	Registration No. (Attorney/Agent)	41,866	Telephone	281-863-3333		
Signature		Date	September 29, 2003				



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Applicant(s):	Walke <i>et al.</i>	Group Art Unit: 1647
Application No.:	09/755,017	Examiner: B. E. Bunner
Filed:	01/05/01	
Title:	Novel Human G Protein Coupled Receptor and Polynucleotides Encoding the Same	Atty. Docket No.: LEX-0115-USA

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**REQUEST FOR CONTINUED EXAMINATION UNDER 37 C.F.R. § 1.114**  
**AMENDMENT AND RESPONSE**

Mail Stop RCE  
USPTO  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The Applicants acknowledge the receipt of the Advisory Action mailed on March 31, 2003 (Paper No. 14), which has been carefully reviewed and studied. The Applicants respectfully request continued examination of application Serial No: 09/755,017 and submit the following amendment and respectfully request reconsideration of the application in view of this amendment and remarks.

An Appeal Brief was first due on June 29, 2003 and this Request for Continuing Examination includes a Petition for an Extension of Time of three months to and including September 29, 2003 and authorization to deduct the fee as required under 37 C.F.R. § 1.17(a)(1) from Applicants' representatives Deposit Account are included. The response is thus timely filed. Applicants believe no fees in addition to the fee for the extension of time are due in connection with this response. However, the Commissioner is authorized to charge any underpayment or credit any overpayment to Deposit Account No. 50-0892.